

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

JASON DOUGLAS, individually and on)
behalf of all others similarly situated,)
)
)
Plaintiff,) Case No. 14-cv-1741
)
)
v.) Hon. Gary Feinerman
)
THE WESTERN UNION COMPANY, a) Hon. Jeffrey Cole
Delaware corporation,)
)
Defendant.)

NOTICE OF SUPPLEMENTAL AUTHORITY

Plaintiff submits the following supplemental authority in support of Plaintiff's Motion for Attorneys' Fees, Costs, and Incentive Award (Dkt. No. 61) and Motion to Approve Settlement (Dkt. No. 96):

1. *Young v. County of Cook*, No. 06-cv-552, 2017 WL 4164238, *5-6 (N.D. Ill. Sep. 20, 2017) (Kennelly, J.) (awarding attorneys' fees of 33% of \$32.5 common fund in class action settlement of civil rights and false claims act litigation) (relevant to Dkt. No. 61 at 11-12.)
2. *Garcia v. J.C. Penny Corp.*, No. 12-cv-03687, 2017 WL 3449077, *2 (N.D. Ill. Aug. 9, 2017) (Gottschall, J.) (awarding attorneys' fees of \$1.75 million, which was 35% of the settlement fund, in wrongful termination class action) (relevant to Dkt. No. 61 at 11-12).
3. *Slaughter v. Wells Fargo Advisors, LLC*, No. 13-cv-06368, 2017 WL 3128802, *3, 18, 24 (N.D. Ill. May 4, 2017) (Leinenweber, J.) (awarding attorneys' fees of 25% of \$35.5 million settlement fund in employment discrimination class action settlement) (relevant to Dkt. No. 61 at 11-12).

4. *Aranda v. Caribbean Cruise Line, Inc.*, No. 12-cv-4069, 2017 WL 1369741, *9 (N.D. Ill. April 10, 2017) (Kennelly, J.) (awarding attorneys' fees of 36% of the first \$10 million, 30% of the second \$10 million, 24% of the band from \$20 million to \$56 million, and 18% of the remainder, in TCPA class action settlement) (relevant to Dkt. No. 61 at 11-12.)

5. *Ossolo v. American Express Co.*, No. 1:13-cv-04836 (N.D. Ill. Dec. 2, 2016) (Lee, J.) (approving attorneys' fees of \$2.75 million, which was approximately 35% of the settlement fund, in TCPA class action settlement) (Ex. A hereto) (relevant to Dkt. No. 61 at 11-12).

6. *Briggs v. PNC Financial Services Group, Inc.*, No. 1:15-cv-10447, 2016 WL 7018566, *3-4 (N.D. Ill. Nov. 29, 2016) (St. Eve, J.) (approving attorneys' fees of \$2 million, which was 33% of the settlement fund, in FLSA settlement) (relevant to Dkt. No. 61 at 11-12.)

7. *In re: The Home Depot, Inc., Customer Data Breach Litigation*, No. 1:14-md-02583-TWT (N.D. Ga. Sep. 22, 2017) (granting final approval of settlement and approving attorneys' fees of \$15.3 million, which represents approximately 30% of the fund) (Ex. B hereto) (relevant to Dkt. No. 61 at 11-12).

8. *Melito v. American Eagle Outfitters, Inc.*, No. 1:14-cv-02440-VEC (S.D. N.Y. Sep. 11, 2017) (awarding fees of \$4.3 million, 30% of the settlement fund and a 2.1 lodestar, in TCPA class action settlement) (Ex. C hereto) (relevant to Dkt. No. 61 at 11-12).

9. *Mey v. Frontier Communications Corp.*, No. 3-13-cv-01191 (D. Conn. June 2, 2017) (awarding attorneys' fees of \$3.66 million from an \$11 million settlement fund to settle TCPA class action) (Ex. D hereto) (relevant to Dkt. No. 61 at 11-12.)

Dated: October 6, 2017

Respectfully submitted,

/s/ Joseph J. Siprut

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*Counsel For Plaintiff
And the Settlement Class*

CERTIFICATE OF SERVICE

The undersigned, an attorney, hereby certifies that a true and correct copy of the foregoing **Notice of Supplemental Authority** was filed this 6th day of October 2017 via the electronic filing system of the Northern District of Illinois, which will automatically serve all counsel of record.

/s/ Joseph J. Siprut
